

**REMARKS**

Claims 40-48 and 58-66 are pending. No new claims are added.

Applicants wish to thank the Examiner for the courtesies he extended during a personal interview on October 26, 2004.

Claims 40, 43, 46, 58, 61, and 64 have been amended. Support for the amendments can be found throughout the specification. For example, the specification discloses “[t]he mode layer 1602 shows the differing modes available to the processing system” at page 29, lines 10-11, “[a]s the theater mode of the present application is intended to be viewed at a distance from the user, one enhancement includes highlighting the currently selected choice on the start menu or application menu” at page 30, lines 9-11, and Figure 17. No new matter is added.

Claims 40-48 and 58-66 were rejected under 35 U.S.C. 103(a) as being unpatentable over Wiggins (U.S. Patent No. 5,463,727). This rejection is respectfully traversed.

Claim 40, as amended, recites that the menu options relate to an application operating in one of a plurality of modes, determining in which mode the application is operating, and enlarging the shape surrounding said current selection if said at least one application is operating in a first mode for viewing the display from a distance. Wiggins fails to teach or suggest a plurality of modes, a first mode for viewing the display from a distance, a second mode for viewing the display in proximity, or applications operating in one of the modes or enlarging a shape if an application is operating in the first mode. Therefore, the rejection should be withdrawn.

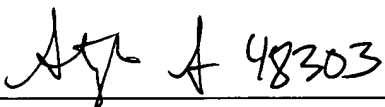
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Claims 43 and 46 are similar to claim 40 and are allowable for at least the reasons set forth above for claim 40.

Claims 41, 42, 44, 45, 47, 48, and 58-66 depend from claim 40, 43, or 46 and are allowable for at least the reasons set forth above.

Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

  
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